

PROCEEDINGS OF THE COMMON COUNCIL
IN Regular SESSION
Tuesday, November 27, 19 73

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers
Tuesday evening November 27 A.D., 19 73, in Regular
Session. President Winfield C. Moses, Jr. in the chair, and
Charles W. Westerman Clerk, at the desk, present the following
members viz:
Burns ✓, Hinga ✓, Kraus ✓
Moses ✓, Nuckols ✓, Donald Schmidt ✓
Vivian Schmidt ✓, Stier ✓, Talarico ✓
Absent _____
Councilmen _____,
_____, _____,

The invocation was given by Reverend Marvin Deerhake - Grace United
Church of Christ

Received report from the City Controller for the month of _____,
19 _____. Motion made and carried that report be made a matter of record and
placed on file.

The minutes of the last regular _____, 19 _____,
special _____, 19 _____,
November 13, 19 73,
Session having been delivered to the Council, were, on motion, approved and
published.

The City of Fort Wayne

office of the mayor

November 14, 1973

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, November 14, 1973, I have approved the following ordinances passed by the Common Council at its regular meeting on November 13, 1973.

(Bill No. R-73-11-12)
RESOLUTION NO. R-101-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-243 Photography in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-13)
RESOLUTION NO. R-102-73

A RESOLUTION transferring certain funds from Account No. 73-11 Salaries to Account No. 73-41 Building Maintenance in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-14)
RESOLUTION NO. R-103-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-213 Communications and Transportation in the 1973 Budget of the Law Department.

(Bill No. R-73-11-15)
RESOLUTION NO. R-104-73

A RESOLUTION transferring certain funds from Account No. 85-7-722 Motor Equipment to Account No. 85-2-260 Miscellaneous Contractual Services, in the 1973 Budget of the Park Department.

(Bill No. R-73-11-16)
RESOLUTION NO. R-105-73

A RESOLUTION authorizing payment for repairs to Police Vehicle #64 which was damaged in an accident.

(Bill No. R-73-11-17)
RESOLUTION NO. R-106-73

A RESOLUTION transferring certain funds from Account No. 79-37 Other Supplies to Account No. 79-363 Other Office Supplies in the 1973 Budget of the Law Department.

MADE A MATTER OF RECORD
DATE 11/27/73 CHARLES W. WESTERMAN, CITY CLERK

(Bill No. R-73-11-18)
RESOLUTION NO. R-107-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-53 Refunds, Awards & Indemnities and Special Expenses in the 1973 Budget of the Law Department.

(Bill No. R-73-11-19)
RESOLUTION NO. R-108-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-221 Electric Current in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-20)
RESOLUTION NO. R-109-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-332 Medical, Surgical and Dental in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-21)
RESOLUTION NO. R-110-73

A RESOLUTION transferring certain funds from Account No. 78-2-215 Mileage, to Account No. 78-3-362 Stationery & Printing, in the 1973 Budget of the Board of Health.

(Bill No. R-73-11-22)
RESOLUTION NO. R-111-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-55 Subscriptions & Dues in the 1973 Budget of the Law Department.

(Bill No. R-73-11-23)
RESOLUTION NO. R-112-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-331 Household, Laundry & Cleaning in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-24)
RESOLUTION NO. R-113-73

A RESOLUTION transferring certain funds from Account No. 85-7-722 Motor Equipment to Account No. 85-3-370 Other Supplies in the 1973 budget of the Park Department.

(Bill No. R-73-11-25)
RESOLUTION NO. R-114-73

A RESOLUTION authorizing payment for repairs to Vehicle #16 M011116 which was damaged in an accident.

(Bill No. R-73-11-26)
RESOLUTION NO. R-115-73

A RESOLUTION transferring certain funds from Account No. 85-77-722 Motor Equipment to Account No. 85-4-410 Building Materials in the 1973 Budget of the Park Department.

(Bill No. R-73-11-27)
RESOLUTION NO. R-116-73

A RESOLUTION transferring certain funds from Account No. 69-362 Stationery & Printing to Account NO. 79-363 Other Office Supplies in the 1973 Budget of the Law Department.

(Bill No. R-73-11-28)
RESOLUTION NO. R-117-73

A RESOLUTION transferring certain funds from Account No. 85-6-620 Retirement and Social Security to Account No. 85-2-260 Miscellaneous Contractual Services in the 1973 Budget of the Park Department.

(Bill No. R-73-11-29)
RESOLUTION NO. R-118-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-363 Other Supplies (Office) in the 1973 Budget of the Law Department.

(Bill No. R-73-11-30)
RESOLUTION NO. R-119-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-212 Postage in the 1973 Budget of the Law Department.

(Bill No. G-73-09-13)
GENERAL ORDINANCE NO. G-27-73

AN ORDINANCE amending Sections 3, 9, 14, 16, 20, 21, 23, 24, 25, 29 and 35 of the Zoning Ordinance to the City of Fort Wayne, Indiana, to transfer enforcement of the Zoning Ordinance from the Building Commissioner to the Zoning Enforcement Officer to be designated by the Plan Commission.

(Bill No. G-73-09-15)
GENERAL ORDINANCE NO. G-28-73

AN ORDINANCE amending Sections 4, 6, and 10 of the Subdivision Control Ordinance of the City of Fort Wayne, Indiana, to transfer enforcement of the Subdivision Control Ordinance from the Building Commissioner to a Zoning Enforcement Officer to be designated by the Plan Commission.

(Bill No. R-73-11-37)
RESOLUTION NO. R-120-73

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, extending an invitation to the City of Plovdiv, Bulgaria, to become a sister-city and inviting the people of Plovdiv, Bulgaria to participate in said program.

(Bill No. R-73-11-38)
RESOLUTION NO. R-121-73

A RESOLUTION ratifying and approving the actions of certain County and City officials in organizing and carrying on the activities of the Indiana Area III MAPC and encouraging said officials to continue to further the purpose of said Indiana Area III PAPC.

(Bill No. S-73-10-55)
SPECIAL ORDINANCE NO. S-116-73

AN ORDINANCE approving Change Order No. 1 with SCHELLE CONSTRUCTION COMPANY, INC. in connection with Storm Water Overflow Project Resolution No. 260-1971.

(Bill No. S-73-10-56)
SPECIAL ORDINANCE NO. S-117-73

AN ORDINANCE approving storm and sanitary agreements with JUSTUS CONTRACTING COMPANY, INC. for construction of sewers to serve South Towne Square, Phase I.

(Bill No. S-73-10-57)
SPECIAL ORDINANCE NO. S-118-73

AN ORDINANCE approving certain purchase orders with CENTRAL SUPPLY COMPANY and UNIVERSAL ELECTRIC CO. for 101,000 feet of wire and 150 heavy duty fuse cutouts, respectively.

(Bill No. S-73-10-58)
SPECIAL ORDINANCE NO. S-119-73

AN ORDINANCE approving a contract with JOHN DEHNER, INC. for construction of a water line on Lake Avenue.

(Bill No. S-73-10-59)
SPECIAL ORDINANCE NO. S-120-73

AN ORDINANCE approving a contract with NOBIS-WESTROP CONSTRUCTION CO., INC. for construction of a water line on Cook Road.

Respectively yours,



Ivan A. Lebamoff
Mayor



THE CITY OF FORT WAYNE

department of public safety

November 23, 1973

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Number: 58-73/E.

For the purpose of enforcement, please make this communica-
tion and the attached Regulatory Resolution a matter of
record and incorporate them into the minutes of the next
Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo

Thomas J. Casaburo
Director of Public Safety

MADE A MATTER OF RECORD

DATE 11/27/73 CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 58-73 / E)

I hereby certify that I did this 23rd day of November, 19 ⁷³ deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 58-73 E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

A handwritten signature in blue ink, appearing to read "Lawrence Riley", is written over a horizontal line.

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO. 8-73/E

(Adopted November 23, 19 73)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to Renew & Extend Regulatory Resolution 45-73/E
46-73/E & 47-73/E.

_____ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated November 15, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective November 23,

19 73 and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. STOP INTERSECTION

1. Hurd Street - stop - for Reed Street.

B. NO PARKING

1. Washington Ctr. Rd. (west) - both sides - from Coldwater Rd. to the west City limits.
2. Lakeview Avenue - east side - from Lofty Dr. to State Blvd.
3. Randallia Drive - west side - from Forest Ave. to State Blvd.

C. SPEED LIMIT 40 MPH

1. Parnell Ave. - northbound - from St. Joe River to Clinton St.
2. Parnell Aven - southbound - from Clinton St. to Spy Run Ext.

D. ONE WAY STREET

1. Oliver St. - one way - northbound, from Pontiac St. to Creighton Av.
2. Bowser Ave. - one way - southbound, from Creighton to Pontiac St.



THE CITY OF FORT WAYNE

November 15, 1973

Honorable Ivan A. Lebamoff
Mayor of the City of Fort Wayne
Fort Wayne, Indiana

Fort Wayne Redevelopment Commission
Fort Wayne, Indiana

Dear Mayor and Commissioners:

It has come to our attention that the Redevelopment Commission has out of hand dismissed East Central Project Site V as recommended by the Project Area Committee.

The undersigned are aware that this site was arrived at after much citizen debate and citizen discussion. The site had received the tentative approval not only of the Redevelopment Commission staff, but of the Planning staff of the City of Fort Wayne only after an exhaustive analysis of the entire East Central NDP Area.

A subterfuge for rejection has been that a member of this Council owns real estate within the project site chosen by PAC. That, however, is only part of the case. The Councilman in question no longer lives in the area and, while he does own real estate in the area, he would be entitled only to fair market value based on two impartial appraisals for his real estate. Since he is an absentee landlord, he would not be entitled to any relocation allowance.

The site which the Commission has chosen without public input is a site contiguous to the Lincoln Life project and it is a site in which the Lincoln National Life Insurance Company owns real estate. You, as Mayor, have already agreed to expend substantial public sums in the Lincoln Life area and we feel that expenditure of these HUD funds in that area would be more than the area deserves at the present time.

Our interest is in seeing a meaningful development in the East Central neighborhood. We understand that you are attempting to acquire more

MADE A MATTER OF RECORD

DATE 11/27/73 CHARLES W. WESTERMAN, CITY CLERK

Honorable Ivan A. Lebamoff
Fort Wayne Redevelopment Commission
November 15, 1973
Page Two

Federal housing for the Harmar Street site. We also understand that you are working diligently to maintain the A & P Supermarket which exists in that area. We, therefore, feel that from a planning standpoint, Project Site V is the best site and we implore you to reconsider your hasty action of last Tuesday evening.

This Council is committed to citizen participation and we feel that the honest input of citizens cannot be so blatantly disregarded.

The undersigned members of Council will not kindly look upon arbitrary actions committed by the Executive or any of his Executive Departments.

Very truly yours,

William T. Hinga

John T. Halls

Eugene Kraus

Samuel J. Talarico

Paul M. Burns

Viriam A. Schmidt

Members of the Common Council of
the City of Fort Wayne

P E T I T I O N

Fort Wayne, Ind., November 26, 1973

Redevelopment Commission

To the ~~Board of Public Works~~ **Board of Public Works** of the City of Fort Wayne:

Gentlemen & Lady:

The undersigned, owners of real
(proposed

and/or tenants residing in the East Central NDP Area (proposed Site 12), from estate and

Summit on the north, Ohio on the east, Lewis on the south, and Division on the west.

respectfully petition for the passage of a resolution providing for the

against of the selection of Site 12 in the East Central

NDP Area.

Margaret Kirtz 1314 Summit St.

John I Barnes 11 26 Sumner St

Nancy Paradise 11 26 Summit St

Valmilt Thomas 1213 E. Lewis St

John Bugg. 1213 E. Lewis St

Erthel & Dyre 1225 E. Lewis St

Halifax 1225 E. Lee St.

Spencer Spotted 1305 S. Morris

Marj & Webster 1213 E. Lewis St
33 11898 8 7

Nelly Moore	1127 E Lewis St
212 12th	1127 E Lewis St

Salce Booker 119 E. Lewis St
Ball B. 1194 E. Lewis St

13116 Baker 11/276 Lewis St

[Handwritten signature]

Carrie Anders	1127 Lewis
1121 S. 2nd St.	1122 S. 2nd St.

Wendy J. S. Roddick 11395 Lerma
K. H. S. Roddick 11395 Lerma

Kenneth S. Brodsky 1139 S. Lewis
10000 S. Madison 11858 S. Lewis

1 mpa (Polmer) 1188 20 mmi 2

MAP & Labels: Polynom 11. Ordnung mit

Barbara J. 1116 Summit St.

Richard B. Resch 1116 Summit St.
Neville Brooks 1113 1/2 Summit

Herman Dudley 1133 Linn St #8

Henry D. Wiley 1131 Summer St
San Francisco 1146 S. Van Ness

Willie Brown 1223 E Lewis St

Peratthas Benz (2) 1233 E Lewis st.

Handwritten signature

PETITION

Fort Wayne, Ind., November 26, 1973

Redevelopment Commission
To the Board of Public Works of the City of Fort Wayne:

Gentlemen & Lady:

The undersigned, owners of real estate ~~and/or~~ tenants residing in the East Central NDP Area (proposed Site 12), from Summit on the north, Ohio on the east, Lewis on the south, and Division on the west, respectfully petition ~~for~~ the passage ~~of a resolution providing for the~~ against of the selection of Site 12 in the East Central NDP Area.

George V. Wilson	1228 Summit St
Catherine Wilson	1228 Summit St.
Mrs. Florence Schaefer	1240 Summit St.
James Buroff	1240 Summit
Mrs. Harbin Hutchins	1230 Summit St.
Mrs. Richard Gatwood	1218 Summit St.
Mrs. Presley Gatwood	1218 Summit St.
C M Gilbert	1201 Summit St.
Mrs. Cash Doehman	1201 Summit St.
Thomas Menson	1208 Summit St.
Ruth Menard	1208 Summit
Chad Williams	1211 Summit St.
Edna Williams	1211 Summit
Philip Phillips	1227 Summit St.
Wm. Phillips	1227 Summit St.
Larry Harris	1241 Summit St.
Mrs. Schramm	1237 Summit
John Williams	1230 Summit St.
Corneilus White	1236 Summit St.
Shirley L. Dawdell	1202 Summit St.
Edna Dawdell	1202 Summit St.
Alta Manning	1163 Chute
Larry P. Burt	1163 Chute
Gilene Shepherd	1305 Summit
Emund L. Mason	1219 Summit
Wm. Mason	1217 Summit
Charles Petersen	1219 Summit
Elizabeth Merquardt	1217 Summit St.
Leslie Hall	1217 Summit St.
Thomas K. B	1214 Summit St.

Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: _____

CITY CLERK

Roll Call vote ordered by the Clerk, W. News, for approval to make this Ordinance a matter of record.
Read the third time in full and on motion by _____, seconded by _____, and duly adopted, placed on its passage.
Passed (~~LAST~~) by the following vote:

	AYES <u>8</u>	NAYS <u>1</u>	ABSTAINED _____	ABSENT _____	to-wit:
BURNS	<u>X</u>	_____	_____	_____	_____
HINGA	<u>X</u>	_____	_____	_____	_____
KRAUS	<u>X</u>	_____	_____	_____	_____
MOSES	_____	<u>X</u>	_____	_____	_____
MUCKOLS	<u>X</u>	_____	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____	_____
SCHMIDT, V.	<u>X</u>	_____	_____	_____	_____
STIER	<u>X</u>	_____	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____	_____

DATE: 11-27-73

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 197____.

ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

CITY CLERK

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

MAYOR

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 27th day of November, 1973; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 27th day of November, 19 73.

Charles W. Westerman
City Clerk

SEAL